

REISSUE APPLICATION DECLARATION BY THE INVENTOR

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in patent number 6,541,739 B2, granted April 1, 2003, and for which a reissue patent is sought on the invention entitled HOLDING OR COOKING OVEN.

the specification of which

☒ [X] is attached hereto.

☐ [] was filed on _____ as reissue application number _____ and was amended on _____.

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply).

- ☐ [] by reason of a defective specification or drawing.
- ☒ [X] by reason of the patentee claiming more or less than he had the right to claim in the patent.
- ☐ [] by reason of other errors.

At least one error upon which reissue is based is described as follows:

U.S. Patent No. 6,541,739 B2 does not contain claims to an oven without the limitation requiring each cover to be releasably retained in the cabinet. Specifically, newly presented claim 23 claims an oven comprising a cabinet having a plurality of compartments therein and a plurality of trays in the compartments, one tray per compartment. The compartments are isolated from one another in the cabinet whereby flavor from food in one tray in one compartment is prevented from transferring to food in trays in adjacent compartments. Each compartment has open ends for placement of a tray in the compartment and removal of the tray from the compartment. The specification of the '739 patent sets

forth a description of such a compartment at least at column 3, lines 16-21 and 36-67, column 6, lines 44-67, and col. 7 lines 1-28 and 45-55.

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.

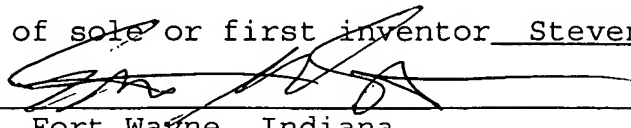
As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

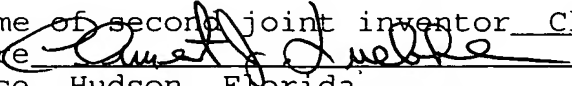
Donald G. Leavitt (17,626), John K. Roedel, Jr. (25,914), Michael E. Godar (28,416), Edward J. Hejlek (31,525), William E. Lahey (26,757), Richard G. Heywood (18,224), Frank R. Agovino (27,416), Kurt F. James (33,716), Paul I. J. Fleischut (35,513), Vincent M. Keil (36,838), Robert M. Evans, Jr. (36,794), Robert M. Bain (36,736), Kathleen M. Petrillo (35,076), Richard L. Bridge (40,529), Christopher M. Goff (41,785), Derick E. Allen (43,468), Michael G. Munsell (43,820), Anthony R. Kinney (44,834), Brian P. Klein (44,837), Donald W. Tuegel (45,424), Steven M. Ritchey (46,321), Kathryn J. Doty (40,593), James J. Barta, Jr. (47,409), James E. Davis (47,516), Richard A. Schuth (47,929), Jennifer E. Hoekel (48,330), Timothy B. McBride (47,781), Andrew N. Claerbout (50,202), James D. Harper (51,781), Jeffrey S. Ellsworth (51,650), Patricia K. Fitzsimmons (52,894), Kofi Adzamli (52,545), Andrew C. Wegman (54,530), Bradley S. Schammel (54,667) and Brian G. Panka (53,430).

Direct all communications about the application to: Customer Number 000321, to the attention of Michael E. Godar.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

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[] Additional joint inventors are named on separately numbered sheets attached hereto.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant/Patent Owner: Duke Manufacturing Co.
Patent No.: 6,541,739 B2
Issue Date: April 1, 2003
Title: HOLDING OR COOKING OVEN

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VIRGINIA 22313-1450

**ASSENT OF ASSIGNEE AND
CERTIFICATE UNDER 37 CFR 3.73(b)**


Duke Manufacturing Company, a Missouri corporation, states that it is the assignee of the entire right, title, and interest in the patent application/patent identified above by virtue of an assignment from the inventors of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel 010664, Frame 0843. A copy of the
* Assignment and Notice of Recordation is attached.

The undersigned, on behalf of the assignee of the entire interest in the above-mentioned letters patent, hereby assents to the accompanying application.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

12/03/03
Date



John J. Hake, President
Duke Manufacturing Company